



Topics for Discussion

**House Select Committee
On
the Certificate of Need Process
and Related Hospital Issues
February 15, 2012**

Repurpose COPA

Recommendation:

- Support House Bill 812

Current Law- G.S. 131E-20

- The territorial boundaries of a hospital authority are the territorial boundaries of the creating city or county and the area within 10 miles of those boundaries.
- A hospital authority can engage in health care activities outside this area by agreement with a hospital currently existing in that county or with any health care agency, if there is no hospital in that county.

House Bill 812

- Requires a certificate of public advantage for a hospital authority to engage in health care activities outside the territorial boundary.
- Sets the boundaries of a hospital authority as the territorial boundary of the city or county creating it.

Statutory Mechanism to Terminate COPA Agreements

Recommendation:

- Modify Article 9A to allow a COPA recipient the option to terminate the agreement ten years after it is awarded.

COPA Modification- Oversight

Recommendations:

- Create or require standard measures that must be demonstrated to prove compliance.
- Direct a study through the Program Evaluation Division.
- Audit by the Office of the State Auditor, or additional independent audits.
- Require annual or semi-annual reviews.
- DHSR response required to public comments.

COPA Modification- Activity

Recommendations:

- Moratorium on projects
- Restriction on activity for COPA recipients
- Specify territorial limitations of protection